



PATENT
ATTORNEY DOCKET NO.: KCX-839(18971)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application:)	
MacDonald, et al.)	Examiner: Robert Nasser
)	
Serial No.: 10/687,270)	Group Art Unit: 3736
)	
Filed: October 16, 2003)	Dep. Acct. No.: 04-1403
)	
Title: Visual Indicating Device for Bad)	Conf. No.: 9987
Breath)	

Commissioner for Patents
Alexandria, VA 22313-1450

AMENDMENT

Dear Sir:

In response to the Office Action dated September 17, 2004 and the Notice of Non-Compliance dated April 29, 2005, please refer to the following remarks:

A **List of Claims** is provided herewith for the Examiner's convenience, beginning on p. 2 of this paper.

Remarks begin on pg. 6 of this paper.

In re Application of: MacDonald, et al.

Serial No: 10/687,270

Filed: October 16, 2003

Confirmation No: 9987

Title: Visual Indicating Device for Bad Breath



Group Art Unit: 3736

Examiner: Robert Nasser

Our Client ID: 22827

Our Account No: 04-1403

IFW

Commissioner for Patents
U.S. Patent and Trademark Office
Post Office Box 1450
Alexandria, VA 22313-1450

AMENDMENT

This is a response/amendment/letter in the above-identified application and includes the herewith attachment of same date and subject which is incorporated herein by reference and the signature below is to be treated as the signature to the attachment in absence of a signature thereto.

Fee requirements (if any) have been calculated as shown below:

	Claims remaining after amendment		Highest number previously paid for		Present Extra		Additional Fee
Total Effective Claims	27	minus	27	=	0	X \$50 =	\$ 0.00
Independent Claims	3	minus	3	=	0	x \$200 =	\$ 0.00
If amendment enters <u>proper</u> multiple dependent claim(s) into this application for <u>first</u> time, add \$290.00 (per application)							\$ 0.00
Since Official Action set an <u>original</u> due date of <u>N/A</u>							
PETITION is hereby made for an extension to cover the date this response is filed for which the requisite fee is enclosed (1 month \$120; 2 months \$450; 3 months \$1020; 4 months \$1590, 5 months \$2,160)							\$ 0.00
If Terminal Disclaimer enclosed, add Rule 20(d) Official Fee (\$110.00)							\$ 0.00
SUBTOTAL:							\$ 0.00
If "small entity" verified statement filed [] previously, [] herewith, enter one-half (1/2) of subtotal and <u>subtract</u>							\$ 0.00
TOTAL:							\$ 0.00
Other: _____							\$ 0.00
TOTAL FEE ENCLOSED:							\$ 0.00

The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any fees in addition to the fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (deficiency only) now or hereafter relative to this application and the resulting official document under Rule 20, or credit any overpayment, to our Account No. shown in the heading hereof for which purpose a duplicate copy of this sheet is attached. This statement does not authorize charge of the issue fee in this case.

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DORITY & MANNING
ATTORNEYS AT LAW, P.A.

By: Jason W. Johnston Reg. No: 45,675 Date: May 31, 2005

Signature: _____

I hereby certify that this correspondence and any referenced attachment and fee are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, U.S. Patent and Trademark Office, Post Office Box 1450, Alexandria, VA 22313-1450, on May 31, 2005.

Lynn Watkins

(Typed or printed name of person mailing paper or fee)

Lynn Watkins
(Signature of person mailing paper or fee)